



Docket: 80005(US01)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Zima et al.

Serial No.: 10/659,620

Group Art Unit: 1761

Filed: September 10, 2003

Examiner: Carolyn A. Paden

For: PROCESS FOR THE RECOVERY OF A PHYTOLIPID COMPOSITION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In response to the restriction requirement dated April 13, 2006, the due date of which fell on Saturday, May 13, 2006. As such, please accept these papers as timely filed on Monday, May 15, 2006.

Applicants have elected without traverse to prosecute the claims of Group II (claims 7-32 drawn to a phytolipid composition). Therefore, claims 7-32 will remain for consideration in this application. Claims 1-6 will be cancelled without prejudice or disclaimer.

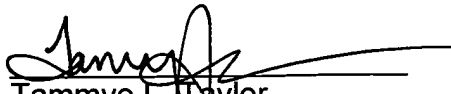
In addition to the restriction requirement, the Examiner is also requiring an election of species. Applicants hereby elect the species directed to a skin care composition (claims 7-9, 11-12 and 20) without traverse. According to the Examiner, claim 7 is generic.

Applicants respectfully requests that a timely Notice of Allowance be issued in this case. Should the Examiner have any questions, please contact the undersigned at (423)229-8862.

While no fees are deemed required with this filing, if any additional fees are deemed due in association with this filing, authorization is given to charge Deposit Account No. 05-0221 to cover said fees.

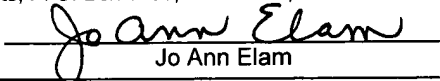
Respectfully submitted,

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Tammye L. Taylor
Registration No. 52,507
05/15/2006
Date

CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper(s) referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.


Jo Ann Elam

May 15, 2006
Date